

November 16, 2004

Re: DW 04-131, Community Water & Wastewater Services, LP and Holiday Acres Joint Venture Trust  
Joint Petition to Discontinue Business as a Public Utility and for Exemption from Regulation  
Request to Withdraw Petition

To the Parties:

On September 23, 2004, Staff filed in the above referenced proceeding a recommendation to the Commission to reject the July 23, 2004 joint petition filed by Community Water and Wastewater Services, Ltd (Community) and Holiday Acres Joint Venture Trust (Holiday Acres) (together the Joint Petitioners). Staff also recommended that the Commission issue an order requiring Holiday Acres to show cause why it has not complied with several provisions set out in Commission Order No. 24,140 entered in DW 02-051. Staff specifically noted Holiday Acres' failure to transfer utility assets to Community. Subsequent to Staff's recommendation, on October 8, 2004, counsel for the Joint Petitioners filed a request to withdraw the petition.

The Commission will defer action on the Joint Petitioners' request to withdraw its petition, pending a response from the Joint Petitioners to Staff's September 23, 2004 letter. Accordingly, the Joint Petitioners should file their response no later than November 30, 2004.

Very truly yours,

Debra A. Howland  
Executive Director and Secretary

cc: Docket File